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The stamp of the PTO hereon acknowledges receipt of the following documents in re application No. 09/745,302, filed December 20, 2002 of Rando et al. for SCANNER WITH COUPON VALIDATION: Supplemental Information Disclosure, PTO-1449 (with references), and return receipt postcard.

Date: August 15, 2003

51306/502:1 JAR:sl





Please acknowledge receipt of the following by affixing hereon the Patent and Trademark Office date stamp and returning this card to our office.

Rando et al.

Applicant: Serial No.:

SCANNER WITH COUPON VALIDATION

For:

Filed:

INFORMATION DISCLOSURE STATEMENT

Attorney(s):

John A. Rafter, Jr.

Docket No.:

258/060

Date of Deposit:

Enclosure(s):

Information Disclosure Statement, PTO form \$4 Eand copy of

cited reference; return postcard

IN THE STATES PATENT AND TRADEMARK OFFICE

In re the Application of:) Group Art Unit: 2876			
Rando et al.) Examiner: Karl D. Frech			
Serial No.: 09/745,302)			
Filed: December 20, 2000				
For: SCANNER WITH COUPON VALIDATION				

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449 and copies are enclosed for the convenience of the Examiner.

Wike et al. U.S. Patent No. 4,971,410; "Scanning and Collection System for a Compact Laser."

Optical Design and Development of a Small Barcode Scanning Module, Charles K. Wike and Joseph M. Lindacher, SPIE Vol. 1398 CAN-AM Eastern 1990 pps. 119-126 (©1991 by the Society of Photo-Optical Engineers).

NCR Model 7860 Hand-Held Scanner (three photographs), manufacture label dated September 1990.

CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

Sandi Lekar
Name of Person Mailing Paper

Aug. /5 , 2003

Date of Deposit
PortInd2-4439939.1 0051306-00502

Signature of Person Mailing Paper

Further explanation of items cited:

As understood, the NCR 7860 scanner, described in the Wike article Optical Design and Development of a Small Barcode Scanning Module, and illustrated in the three photographs, had the capability of switching between two different scan patterns by pressing a button on the scanner housing. Thus, the scanner had two modes: (1) a hands-free mode generating multi-intersecting lines scan pattern (see Figure 2); or (2) a hand-held mode actuated by pressing a button on the housing, the scanner then generating a scan pattern consisting of a single scan line.

The cited 4,971,410 patent (owned by NCR Corporation) describes various details and alternatives for structure and operation for a bar code scanner having the capability of switching between two different scan patterns.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

INFORMATION DISCLOSURE STATEMENT FILING PROVISION:

This I	DS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1)
within three n	nonths of the filing date of the application, which is not a continued prosecution application
filed under §	1.53(d); or (2) within three months of entry of the national stage as set forth in 37 CFR §
1.491; or (3) l	pefore the mailing of a first Office action on the merits; or (4) before the mailing of a first
Office action	after filing a request for continued examination under § 1.114. Thus, no fee is required.
	However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR §1.17(p) to the deposit account referenced below.
	However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and a statement under 37 CFR § 1.97(e) is included below, thus no fee is required.

on the r § 1.311	nerits, t	S is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office action out before a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR						
3 1.011	\boxtimes	The fee due under 37 CFR § 1.17(p) is submitted herewith.						
		A statement under 37 CFR § 1.97(e) is included below, thus no fee is required. In the event that this IDS is not received before a Final Action or a Notice of Allowance, then Applicant respectfully requests that the Office consider the filing of these papers to be submitted under 37 CFR § 1.97(d) and charge the fee due under 37 CFR § 1.17(p) to the deposit account below.						
U	or a No	OS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37 CFR office of Allowance under 37 CFR § 1.311, but before payment of the issue fee. A r 37 CFR § 1.97(e) is included below. The fee due under 37 CFR § 1.17(p) is submitted						
		STATEMENT UNDER 37 CFR § 1.97(e):						
	Each it	em contained in this IDS was first cited in any communication from a foreign patent office						
in a cou	ınterpar	t foreign application not more than three months prior to the filing of this IDS.						
	No item	n contained in this IDS was cited in a communication from a foreign patent office in a						
counter	part for	eign application, and, to the knowledge of the person signing this statement after making						
reasona	able inqu	airy, no item of information contained in this IDS was known to any individual designated						
in 37 C	FR § 1.	56(c) more than three months prior to the filing of this IDS.						
	Applica	ant sets forth below concise explanation of the relevance of each document not in the						
English		age and/or selected documents(s) in the English language.						
		PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:						
	A chec	k in the amount of is enclosed for the above fee(s).						
\boxtimes	Please	charge PSC's Deposit Account No. 13-4953 for the above fee(s).						
\boxtimes	The Co	mmissioner is authorized to charge PSC's Deposit Account No. 13-4953 for any fees						
		required by the filing of this paper. 1						
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The Commissioner is authorized to charge Stoel Rives LLP's Deposit Account No. 19-4455 if the above-referenced Account No. 13-4953 has insufficient funds.

Respectfully submitted,

Stoel Rives LLP

Dated: Angust 15, 2003

By:

John A. Rafter, Jr. Reg. No. 31,653

Customer No 33451 STOEL RIVES LLP 900 SW Fifth Avenue, Suite 2600 Portland, OR 97204-1268 Telephone: (503) 224-3380 Facsimile: (503) 220-2480

Attorney Docket No. 51306/502:1

LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S			258/060 09/745,302						
			APPLICANT:						
INFORMATION DISCLOSURE STATEMENT Outside Several sheets if necessary)				NT	Rando et al.				
					FILING DATE: GROUP			':	
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RINITIAL	 	TARGET NUMBER	DATE	NAME		CLASS	CLASS	S DATE	
<u> </u>	AA	4,971,410	11/1990	Wike, Jr. et al		350	6.5	7/27/1	989 [°]
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	AN	Charles K. Wike and Joseph M. Lindacher, Optical Design and Development of a Small Barcode Scanning Module, SPIE Vol. 1398 CAN-AM Eastern 1990 pps. 119-126 (©1991 by the Society of Photo-Optical Engineers)							
	AO	NCR Model 7860 Hand-Held Scanner (three photographs), manufacture label dated September 1990.							
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ATTY. DOCKET NO.

SERIAL NO.

EXAMINER: DATE CONSIDERED:

EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant

FORM PTO-1449



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:)) Group Art Unit: 2876
Rando et al.) Examiner: not yet assigned
Serial No.: 09/745,302))
Filed: December 20, 2000	
For: SCANNER WITH COUPON VALIDATION	SUPT

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449 and copies are enclosed for the convenience of the Examiner.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

INFORMATION DISCLOSURE STATEMENT FILING PROVISION:

This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1)
within three months of the filing date of the application, which is not a continued prosecution application
filed under § 1.53(d); or (2) within three months of entry of the national stage as set forth in 37 CFR §
1.491; or (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first
Office action after filing a request for continued examination under § 1.114. Thus, no fee is required.
•

LA-234471.1
CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

	Ellen Pritsker
/	Name of Person Mailing Paper
11	
April 67 , 2002	- The state
Date of Deposit	Signature of Person Mailing Paper - 0
	5 1 ()

	\boxtimes	However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR §1.17(p) to the deposit account referenced below.
		However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and a statement under 37 CFR § 1.97(e) is included below, thus no fee is required.
on the \$ 1.31	merits,	OS is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office action but before a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR
		The fee due under 37 CFR § 1.17(p) is submitted herewith.
		A statement under 37 CFR § 1.97(e) is included below, thus no fee is required. In the event that this IDS is not received before a Final Action or a Notice of Allowance, then Applicant respectfully requests that the Office consider the filing of these papers to be submitted under 37 CFR § 1.97(d) and charge the fee due under 37 CFR § 1.17(p) to the deposit account below.
	3 or a No ent unde	OS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37 CFR otice of Allowance under 37 CFR § 1.311, but before payment of the issue fee. A or 37 CFR § 1.97(e) is included below. The fee due under 37 CFR § 1.17(p) is submitted
-	Tr1. :4	STATEMENT UNDER 37 CFR § 1.97(e):
		em contained in this IDS was first cited in any communication from a foreign patent office
n a co	-	t foreign application not more than three months prior to the filing of this IDS.
ال	No iten	n contained in this IDS was cited in a communication from a foreign patent office in a
ounte	rpart for	eign application, and, to the knowledge of the person signing this statement after making
easona	able inqu	airy, no item of information contained in this IDS was known to any individual designated
37 C	ED S 1	56(c) more than three months prior to the filing of this IDS

	FAYMENT AND/OR AUTHORIZA	TION TO CHARGE FEES:						
	A check in the amount of is enclosed for the above fee(s).							
	Please charge to Deposit Account No. 12-2475 for the above fee(s).							
The Co	ommissioner is authorized to charge any fees requ	aired by the filing of these papers, and to credi						
any ov	erpayment to Lyon & Lyon's Deposit Account N	o. 12-2475.						
Dated:	April 24, 2002 B	Respectfully submitted, LYON & LYON LLP By: John A. Rafter, Jr. Reg. No. 31,653						

22249

LYON & LYON LLP 633 W. Fifth Street, Suite 4700 Los Angeles, CA 90071

FORM PT	10,	and the second second	AS FOR APPL	ICANT'S	ATTY. DOC 258/060		SERIAL NO 09/745,302	•		
LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S NEORMATION DISCLOSURE STATEMENT (USE Several sheets if necessary) U.S. PATENT DOC				IT	APPLICANT: Rando et al. FILING DATE: GROUP: December 20, 2000 2876					
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INITIAL		DOCOMENT NOMBER	DATE .		NAME	CLASS	CLASS	- <u>-</u> -)ATE	
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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	C	DUNTRY	CLASS	SUB CLASS	YES	SLATION NO	
	AI									
	AJ									
	AK									
		OTHER DOCUM	MENTS (Inclu	ding Author, Ti	tle, Date, Pert	inent Pages, etc.)			
	AL									
	AM			•						
	AN									
	AO									
	AP									
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EXAMINER:
Not yet assigned

EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609;
Draw line through citation if not in conformance and not considered. Include a copy of this form with next

communication to applicant
Information Disclosure Statement – Section 9 PTO-1449

		FAICI
IN THE UNITED STATES F	PATENT A	AND TRADEMARK OFFICE
Application of:)	
Joseph F. RANDO, et al.)	Group Art Unit: Examiner:
No.: not yet assigned)	
Herewith)	COPY
SCANNER WITH COUPON VALIDATION))	
)	
	Application of: Joseph F. RANDO, et al. No.: not yet assigned Herewith SCANNER WITH COUPON	Application of: Joseph F. RANDO, et al. No.: not yet assigned Herewith SCANNER WITH COUPON)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

In compliance with the Applicants' duty of disclosure under 37 C.F.R. §§ 1.97-98 and following the guidelines of M.P.E.P. § 2001.06(b), the following items are brought to the attention of the Examiner. The items are listed on the attached Form PTO-1449 and copies are enclosed for the convenience of the Examiner.

It is submitted that since no action on the merits has issued that no fee should be required under 37 CFR § 1.17(p) for consideration of this Information Disclosure Statement.

Should Applicants be in error, however, please charge any fee required to counsel's Deposit Account No. 12-2475 for this fee or any other fee due to the filing of this paper.

The items identified in this Information Disclosure Statement may or may not be "material" pursuant to 37 C.F.R. § 1.56 and the submission thereof by Applicant shall not be construed as an admission that any such item referred to therein is material or considered to be

material (37 C.F.R. § 1.97h), or even qualifies as "prior art" under 35 U.S.C. § 102 with respect to this invention unless specifically designated by Applicants as such.

The filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information, as defined in 37 C.F.R. § 1.56, exists.

A. <u>U.S. Patents</u>

•	
RE 35,177	Rando et al. (grandparent to present application)
3,734,286	Simjian
3,949,194	Catto et al.
3,958,104	Zuckerman
4,554,446	Murphy et al.
4,560,862	Eastman et al.
4,587,407	Ahmed et al.
4,652,732	Nickl
4,791,281	Johnsen et al.
4,799,164	Hellekson et al.
4,839,507	May
4,848,862	Yamazaki et al.
4,867,257	Kuchler
4,933,538	Heiman et al.
4,939,355	Rando et al.
4,949,256	Humble
5,008,519	Cunningham et al.
5,019,694	Collins, Jr.
5,019,714	Knowles
5,042,619	Kohno
5,073,702	Schumacher

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5,081,364	Wike, Jr.	
5,128,520	Rando et al.	
5,151,581	Krichever et al.	
5,206,491	Katoh et al.	
5,208,445	Nahar et al.	•
5,229,588	Detwiler et al.	
5,250,789	Johnsen	
5,250,791	Heiman et al.	
5,256,864	Rando et al.	
5,293,033	Yamashita	
5,478,997	Bridgelall et al.	
5,504,316	Bridgelall et al.	
5,608,202	Bridgelall et al.	
5,637,856	Bridgelall et al.	
5,693,930	Katoh et al.	
Foreign Patents		
899019	Belgium	
0 325 469 B1	EPO	(Corresponds to Rando et al. U.S. 4,939,355)
0 276 589	EPO .	
2367320	France	
2.145.155	France	
23 29 041	Germany	
1445100	Great Britain	
2829331	Japan	(Corresponds to Rando et al. U.S. 4,939,355)
3-167683	Japan	(Includes English abstract)
3-129583	Japan	(Includes English abstract)
63-192175	Japan	(Includes English abstract)

В.

63-109590	Japan	(Includes English abstract)
63-146198	Japan	
63-178376	Japan	
2-83681	Japan	(Including translation)
2-833686	Japan	(Includes English abstract)
2-231688	Japan	(Includes English abstract)
3-103995	Japan	
5-6484	Japan	(Includes English abstract)
1-144953	Japan	
1-142072	Japan	
JP-A-59 154573	Japan	(Abstract Only)
WO 90/01715	PCT	

C. Other Documents

Laser Scan 5000 Brochure - Symbol Technologies 1991 (no month)

Orion #1 Brochure; ICL Datachecker 1989 (no month) Figures A-1, A-2, A-3

Freedom Brochure; Spectra-Physics (May 1989_

H. Ikeda et al., "Bar-Code Reading Technology", <u>Bulletin of the precision Engineering Society</u>, Vol. 54, No. 12, pp. 28-32 (1988)

T. Inagaki et al., "Applying Bolograms to Pattern Input/Output Technology", <u>Fujitsu</u>, Vol. 38, No. 2, pp. 137-142 (1987)

N. Nishida, "Optical System of the POS Scanner", <u>Machine Design</u>, Vol. 29, No. 8, pp. 69-73 (1985) (with translation of Fig. 9)

In re Kaslow, 217 USPQ 1089 (1983)

D. Notice of Claims in Other Patent [MPEP 2001.06(6)]

The following table is provided to comply with Applicants' duty of disclosure following the guidelines of MPEP 2001.06(d) and 37 CFR 1.607(c) with respect to claims in an

issued patent, the following chart identifies certain claims in the present application copied from claims in Katoh U.S. 5,693,930 cited in this Information Disclosure Statement.

Claims In the Present Application	Claims in U.S. Patent No. 5,693,930
20	1
21	23
22	34
23	37

As to claims 20-23, the requirements of 35 U.S.C. 135(b) are met because claims 20-23 were previously presented in parent application 08/570,625 as claims 115-118 in an amendment filed October 26, 1998.

Respectfully submitted,

LYON & LYON LLP

Dated: December 20, 2000

John A. Rafter, Jr

Reg. No. 31,653

633 West Fifth Street, 47th Floor Los Angeles, California 90071 (213) 489-1600

FORM PTO-1449 💉

LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S ENFORMATION DISCLOSURE STATEMENT

ATTY. DOC I NO.	SERIAL NO.
258/060	Not yet assigned
APPLICANT:	
Rando et al.	
FILING DATE:	GROUP:
Herewith	Not yet assigned

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NW J. J. W.	**	1100	TATENIT DOCUMENTS	<u> </u>		
EXAMINATE TRADE	}	U.S. P	ATENT DOCUMENTS	F		
EXAMINATENT & TRALE	DOCUMENT NUMBER	DATE .	NAME	CLASS	SUB CLASS	FIL ING DATE
	RE 35,177	12/1995	Rando et al.	235	375	5/19/1994
	3,734,286	5/1973	Simjian	209	121	12/27/1991
	3,949,194	4/1976	Catto et al.	235	61.11E	3/20/1 974
	3,958,104	5/1976	Zuckerman	235	61.11E	8/18/1975
	4,554,446	11/1985	Murphy et al.	235	487	11/18/1993
	4,560,862	12/1985	Eastman et al.	235	467	4/26/1983
	4,587,407	5/1986	Ahmed et al.	235	467	6/20/1983
·	4,652,732	3/1987	Nickl	235	462	9/17/1985
	4,791,281	12/1988	Johnsen et al.	235	462x	10/16/1986
	4,799,164	1/1989	Hellekson et al.	235	467	9/12/1986
	4,839,507	6/1989	May	235	381	3/17/1988
	4,848,862	7/1989	Yamazaki et al.	350	3.71	10/8/1987
	4,867,257	9/1989	Kuchler	177	25.15	12/15/1988
	4,933,538	6/1990	Heiman et al.	235	462	10/21/1988
	4,939,355	7/1990	Rando et al.	235	467	1/22/1 988
	4,949,256	8/1990	Humble	364	401	5/6/1988
	5,008,519	4/1991	Cunningham et al.	235	383	11/16/1988
	5,019,694	5/1991	Collins, Jr.	235	383	9/29/1 989
	5,019,714	5/1991	Knowles	250	568	2/6/1989
	5,042,619	8/1991	Kohno	186	61	9/15/1989
	5,073,702	12/1991	Schumacher	236	467	3/26/1990
	5,081,364	1/1992	Wike, Jr.	250	555	11/26/1990
	5,128,520	7/1992	Rando et al.	235	375	8/11/1989

EXAMINER:	DATE CONSIDERED:
Not yet assigned	

EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant
Information Disclosure Statement – Section 9 PTO-1449

FORM PTO-1449 -

LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S

EINCRMATION DISCLOSURE STATEMENT

ATTI DOL TRO.	SERIAL NO.
258/060	Not yet assigned
APPLICANT:	
Rando et al.	
FILING DATE:	GROUP:

Not yet assigned

e several sheets if necessary)

U.S. PATENT DOCUMENTS EXAMINEDATENT & TRUE INITIAL DOCUMENT NUMBER DATE NAME CLASS CLASS						
EXAMINEDATENT & TRA	DOCUMENT NUMBER	DATE .	NAME	CLASS	SUB CLASS	FILING DATE
	5,151,581	9/1992	Krichever et al.	. 235	467	5/3/1991
	5,206,491	4/1993	Katoh et al.	235	467	2/28/1 991
	5,208,445	5/1993	Nahar et al.	235	375	1/26/1 991
	5,229,588	7/1993	Detwiler et al.	235	467	9/30/1991
	5,250,789	10/1993	Johnsen	235	383	10/31/1991
	5,250,791	10/1993	Heiman et al.	235	472	4/9/1990
	5,256,864	10/1993	Rando et al.	235	462	9/24/1 991
	5,293,033	3/1994	Yamashita	235	462	9/15/1989
	5,478,997	12/1995	Bridgelall et al.	235	462	11/25/1992
	5,504,316	4/1996	Bridgelall et al.	235	462	11/17/1993
	5,608,202	3/1997	Bridgelall et al.	235	462	11/25/1992
	5,637,856	6/1997	Bridgelall et al.	235	472	11/17/1993
	5,693,930	12/1997	Katoh et al.	235	467	7/9/1993

Herewith

		FOREIC	IN PATENT DOCUMENTS					
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN YES	TRANSLATION YES NO	
	899019	6/1984	Belgium	G06K	G07G		x	
	0 325 469 B1	7/1989	EPO (Rando)	G06K	G02B	X		
	0 276 589	8/1988	EPO (Krichever)	G06K		Х		
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FORM PTO-1449 ATTY. DO T NO. SERIAL NO. 258/060 Not yet assigned LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S APPLICANT: ORMATION DISCLOSURE STATEMENT Rando et al. FILING DATE: GROUP: seeral sheets if necessary) Herewith

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N. Nishida, "Optical System of the POS Scanner", <u>Machine Design</u> , Vol. 29, No. 8, pp. 69-73 (1985) (with translation of Fig. 9)
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